

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2458-01  
Bill No.: HB 1038  
Subject: Consumer Protection; Motor Vehicles; Revenue Dept.  
Type: Corrected  
Date: January 10, 2002  
# Corrected to reflect Missouri State Highway Patrol's cost assumptions.

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**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Highway#	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> State Funds#</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Local Government#</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety - Missouri State Highway Patrol (MHP)** state that according to the Patrol's Field Operations Bureau, each road officer would require a light transmission meter to properly enforce the provisions of the legislation. There are approximately 743 road officers and the cost of a light meter is \$100. There is no additional cost for maintenance of the light meters. The total fiscal impact of the proposed legislation is \$74,300 (743 road officers x \$100 per light meter).

**Oversight** assumes local law enforcement agencies would also require light meters to check vehicles for the light transmission test. Whether local law enforcement agencies will require all officers within their agencies to possess the light meters is unknown. Even if each local law enforcement agency acquires only one light meter, Oversight assumes the costs will be significant.

#Officials from the **MHP** assume there will be no additional impact based on the current proposed legislation because the fiscal impact associated with the proposed legislation was addressed on TAFP SB 244 (fiscal note 0857-10) from the 2001 session.

Officials from the **Secretary of State (SOS)** assume this bill requires the Department of Public Safety, the Department of Revenue, and the Consumer Protection Division to revise restrictions relating to tinting materials applied to windows of motor vehicle for people with qualifying medical conditions. The Department of Public Safety, the Department of Revenue and the Consumer Protection Division will promulgate rules to implement this bill. Additionally, this piece of legislation has an emergency provision for enactment by August 28, 2002. Based on experience with other divisions, the rules, regulations and forms issued by the Department of Public Safety and the Department of Revenue could require as many as 8 pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register in the Code of State Regulations because cost statements, fiscal notes and the like are not repeated in Code. These costs are estimated. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulation is \$27.00. The actual cost could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded and withdrawn.

**Oversight** assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

ASSUMPTION (continued)

Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

**Department of Revenue** (DOR) did not respond, but in response to similar legislation from last year DOR assumed there would be no fiscal impact on their agency.

<u>FISCAL IMPACT - State Government</u>	FY 2003	FY 2004	FY 2005
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Highway

Cost - Department of Public Safety

Light meters#	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2003	FY 2004	FY 2005
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<u>Cost - Local Law Enforcement Agencies#</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

Could affect businesses which provide window tinting services or manufacture light meters.

DESCRIPTION

This bill revises the law on tinting of motor vehicle windows. Any tinting of rear side windows and rear windows installed before August 28, 2001, is permitted. After August 28, 2001, tinting of side and rear windows must have a light transmission of 35% or more (plus or minus 3%) and a luminous reflection if 35% or less (plus or minus 3%). Any tinting of front side windows or front side windows is permitted if installed pursuant to a physician's prescription prior to August 28, 2001. After the effective date of the bill, a permit for manufactured tinting material on side or rear windows with less light transmission and more luminous reflectance than otherwise allowed may be issued by the Department of Public Safety if the operator's physician prescribes it.

The bill has an emergency clause.

PB:LR:OD (12/01)

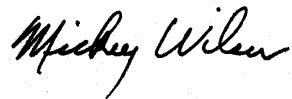
DESCRIPTION (continued)

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety- Missouri State Highway Patrol  
Secretary of State

**Not Responding**  
Department of Revenue



Mickey Wilson, CPA  
Acting Director  
January 10, 2002